

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

FTX TRADING LTD., *et al.*¹

Debtors.

Chapter 11

Case No. 22-11068 (JTD)

(Jointly Administered)

Ref. Nos. 435 & 829

CERTIFICATION OF COUNSEL

I, Kimberly A. Brown, counsel to the above-captioned debtors and debtors-in-possession (the “Debtors”), hereby certify as follows to the best of my knowledge, information and belief:

1. On November 11 and November 14, 2022 (the “Petition Date”), the Debtors filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101, *et seq.* (the “Bankruptcy Code”) with the United States Bankruptcy Court for the District of Delaware (the “Court”).

2. On December 15, 2022, the Office of the United States Trustee for the District of Delaware (the “U.S. Trustee”) appointed an Official Committee of Unsecured Creditors (the “Committee”) pursuant to section 1102 of the Bankruptcy Code [D.I. 231].

3. On January 9, 2023, the Court entered the *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals* [D.I. 435].

4. The Debtors, the Committee and the U.S. Trustee (collectively, the “Parties”) have had discussions regarding the appointment of a fee examiner (the “Fee Examiner”) to review and

¹ The last four digits of FTX Trading Ltd.’s and Alameda Research LLC’s tax identification number are 3288 and 4063 respectively. Due to the large number of debtor entities in these Chapter 11 Cases, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors’ claims and noticing agent at <https://cases.ra.kroll.com/FTX>.

report on, as appropriate, fee applications submitted by professionals retained in these Chapter 11 Cases under sections 327 or 1103 of the Bankruptcy Code.

5. Following arm's-length, good faith negotiations, the Parties have agreed to propose that this Court (i) appoint Katherine Stadler, a shareholder with Godfrey & Kahn, S.C., as the Fee Examiner in these Chapter 11 Cases and (ii) approve the procedures for the review of certain professional fees and expenses in these Chapter 11 Cases set forth in the proposed form of order, which is attached hereto as Exhibit A (the “Proposed Order”). The Committee and the U.S. Trustee have advised that they have no objection to entry of the Proposed Order.

6. Contemporaneously herewith, the Debtors filed the *Disinterestedness Declaration of Katherine Stadler in Conjunction with Her Appointment as Fee Examiner* [D.I. 829] provided by the proposed Fee Examiner.

WHEREFORE, the Debtors respectfully request that the Court enter the Proposed Order, substantially in the form attached hereto as Exhibit A, at its earliest convenience.

Dated: March 8, 2023
Wilmington, Delaware

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/s/ Kimberly A. Brown

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